



6-15-04

JFW

Attorney's Docket No.: 15827-026001 / WM-003-002

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : George P. Klonis, et al. Art Unit : 3747
Serial No. : 10/700,039 Examiner : John T. Kwon
Filed : November 3, 2003
Title : SYSTEM AND METHOD FOR IMPROVING IGNITABILITY OF DILUTE
COMBUSTION MIXTURES

Mail Stop AMENDMENT
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

RESPONSE TO RESTRICTION REQUIREMENT

In the Action mailed May 11, 2004, claims 1-46 are restricted to one of the following patentably distinct inventions under 35 U.S.C. § 121:

- I. Claims 1-15 and 29-46 drawn to an internal combustion engine; and
- II. Claims 16-28 drawn to a carrier for receiving an ignition source.

Applicant elects the invention of Group I, claims 1-15 and 29-46. The election is made without traverse.

Group I, claims 1-15 and 29-46, are further restricted as directed to patentably distinct species of the invention reading on, respectively:

- I) FIG. 1;
- II) FIG. 2; and
- III) FIG. 3.

No claim is indicated as generic.

"Claims to be restricted to different species must be mutually exclusive." MPEP 806.04(f). While Applicants do not dispute that claims 1-15 and 29-46 are patentably distinct, the claims are not mutually exclusive. For example, while independent claim 1 reads on FIGS. 2 and 3 and not FIG. 1 (lacking an apertured member adjacent the ignition source), independent claims 29 and 35 each read on all of the figures. Furthermore, even though claims 29 and 35 do not require an apertured member, each have dependent claims directed to an embodiment including an apertured member (see claims 30 and 42). Therefore, as the claims are not mutually

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exclusive, Applicant respectfully traverses the restriction between species within Group I and elects to pursue claims 1-15 and 29-46.

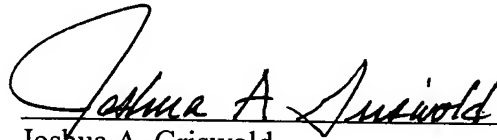
Pursuant to 37 C.F.R. § 1.143 Applicant provisionally elects claims 29-48 for prosecution in the event the requirement becomes final. As noted above, claims 29 and 35 are generic to FIGS. 1-3. If either of generic claims 29 or 35 are found allowable, Applicant reserves the right to request consideration of claims 1-15.

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Respectfully submitted,

Date: _____

6/14/04



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TRANSMITTAL LETTER FOR RESPONSE TO RESTRICTION REQUEST

Correspondence relating to this application is enclosed. The required fees are computed below. Please apply any charges not covered, or any credits, to Deposit Account No. 06-1050.

Total Claims	33	-	46	=	0	\$0
Independent	3	-	5	=	0	\$0
First Presentation of Multiple Dependent Claims						\$0
TOTAL FEE DUE						\$0

Respectfully submitted,

Date: 6/14/04

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